HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.17625 of 2007

Dated:21.08.2007

Between:

Smt.Adari Sarojini.

…Petitioner.

and

The District Panchayat Officer and another.

…Respondents.

HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.17625 of 2007

ORDER:

The petitioner is a Sarpanch of Munagapaka Gram Panchayat. On an allegation that she committed certain financial irregularities, the first respondent initiated action under Rule 42(1) of the Rules relating to Certain Taxes and the Lodging of Moneys Received by the Gram Panchayat and Payment of Moneys from the Gram Panchayat Fund (hereinafter called, 'the Rules'), which are issued vide G.O.Ms.No.30, dated 20.01.1995. By impugned order, dated 20.06.2007, the petitioner was asked to submit an explanation as to why she should not be prohibited from operating the funds of the Gram Panchayat. Pending enquiry, the first respondent also passed an order presumably under the second proviso to Rule 42(1) of the Rules directing the petitioner not to draw the moneys from the Gram Panchayat lodged in Sub-Treasury, Postal Savings Bank or in any other sources. The petitioner submitted her explanation on 06.07.2007. In spite of the same, no orders are passed. Therefore, she filed instant Writ Petition, challenging the proceedings/show cause notice, dated 20.06.2007.

As the petitioner has already submitted explanation, this Writ Petition is misconceived. Therefore, learned Counsel for the petitioner made only request to direct the first respondent to dispose of the matter expeditiously, which is not seriously objected to by the learned Counsel representing learned Government Pleader for Panchayat Raj. Therefore, this court observes that the first respondent should

immediately consider the representation/explanation submitted by the petitioner on 06.07.2007 and pass orders within a period of one week from the date of receipt of a copy of this order. The petitioner is also given liberty to approach the first respondent with a copy of this order.

With the above observation, the Writ Petition is disposed of. No costs.

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(V.V.S.RAO, J)

21.08.2007

GJ